07-03-07 TRANSMITTAL LETTER Docket No. (General - Patent Pending) Re Application Shiba and Sano THAPE Application No. Filing Date Examiner Customer No. **Group Art Unit** Confirmation No. 10/566,535 27 April 2006 Bradley, Christina 1654 Title: Peptides capable of binding to titanium silver silicone **COMMISSIONER FOR PATENTS:** Transmitted herewith is: Third Party submission in published application (37 CFR 1.99) in the above identified application. ☐ No additional fee is required. A check in the amount of is attached. The Director is hereby authorized to charge and credit Deposit Account No. 503850 as described below. Charge the amount of X \$180.00 Credit any overpayment.  $\boxtimes$ Charge any additional fee required. ☐ Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: 02 July 2007

M. Bud Nelson Reg. No. 35,300

CC:

Excress Mail No: EP879970071 US

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Expressmall in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

02 July 2007

(Date)

Signature of Person Mailing Correspondence

M. Bud Nelson

Typed or Printed Name of Person Mailing Correspondence



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/566,535

For: Peptides capable of binding to titanium silver silicone

Publication Date: 17 May 2007

Publication: US 2007/0112174

Examiner: Christina Bradley

Art Unit 1654

Applicants: Shiba and Sano

Filing Date: 27 April 2006 (§371)

Mail Stop-Third Party Submissions

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## THIRD-PARTY SUBMISSION IN PUBLISHED APPLICATION **PURSUANT TO 37 CFR 1.99**

- 1. Attached is Form PTO-1449. Pursuant to 37 CFR 1.99(b) (3), provided is a legible copy of U.S. Patent Application Publication US 2003/0185870A1, including pertinent portions Examples 2, 7-8.
- 2. The fee of \$180.00 set forth in 37 CFR 1.17(p) is included.
- 3. A copy of this submission is being served upon the applicant's attorney of record in accordance with 37 CFR 1.248. A copy of this submission, Form PTO-1449, and a copy of the patent listed, being deposited with the United States Postal Service on 02 July, 2007, as First Class Mail in an envelope addressed to:

Michael A. Willis Kenneth Sonnenfeld Morgan & Finnegan, LLP 3 World Financial Center New York, NY 10281-2101

The attached copy of the cover letter addressed to Attorneys Willis and Sonnenfeld evidences this.

Respectfully submitted, Affinergy, Inc.

07/05/2007 EHAILE1 00000001 503850

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M. Bud Nelson

Director of IP

Reg. No. 35,300

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Michael A. Willis Kenneth Sonnenfeld Morgan & Finnegan, LLP 3 World Financial Center New York, NY 10281-2101 02 July 2007

Re: Third-Party Submission- U.S. Patent Application No. 10/566,535

Dear Mr. Willis and Mr. Sonnenfeld:

Attached is a copy of the Third-Party Submission filed with the USPTO regarding U.S. Patent Application No. 10/566,535 which published as US 2007/0112174 on 17 May 2007.

Sincerely,

M. Bud Nelson Director of IP Affinergy, Inc.

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P EINEQUIATION DISCLOSURE CITATION (Use several sheets if necessary)					Applicant(s) Shiba and Sano				
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